IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 950 of 2007

Date of Decision : 22.01.2007

Parminder Kumari ... Petitioner

Versus

State of Punjab and others. .. Respondents

CORAM : HON'BLE MR. JUSTICE J.S. KHEHAR,
HON'BLE MR. JUSTICE S.D. ANAND.

Present : Ms. G.K. Dulat, Advocate,
for the petitioner.

J.S. Khehar, J. (Oral)

Learned counsel for the petitioner states, that the petitioner must preferentially be posted at Village Bhagwanpura, Block Sherpur in District Sangrur. In this behalf, it is pointed out that the claim of the petitioner is superior to respondent No.6 who does not belong to the area. In order to substantiate her claim, learned counsel for the petitioner relies on the decision rendered by this Court in Mandeep Singh and others Versus State of Punjab and others (Civil Writ petition No. 10994 of 2006, decided on 13.11.2006).

We have gone through the decision rendered by this Court in Mandeep Singh's case (supra), wherein the steps adopted by the State Government while implementing the provisions of Rule 11 (relied upon by the petitioner for the relief she is claiming in the instant writ petition) of the Punjab Panchayati Raj Primary Teachers (Recruitment and Conditions of Service) Rules, 2006, have been affirmed. In view of the aforesaid affirmation, it is apparent that the petitioner's claim can be superior to that of

respondent no.6, if the petitioner was placed at a position higher than respondent No.6 in the merit list. Insofar as the instant issue is concerned, learned counsel for the petitioner very fairly states, that respondent no.6 – Manjit Kaur was placed above the petitioner in the merit list at the time of selection.

In view of the above, we find no merit in this petition. It is also not possible for us, in view of the factual position narrated herein above, to accept that the claim of the petitioner is akin to the one adjudicated upon by this Court in Mandeep Singh's case (supra).

Dismissed.

(J.S. Khehar)
Judge

January 22, 2007 (S.D. Anand)
vkd Judge